

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

* * * * *

In the Matter of:

THE COMPLAINT OF MR. LOUIS BAXTER,)	
ET AL.)	
)	
VS.)	CASE NO. 9028
)	
OHIO COUNTY WATER DISTRICT)	

O R D E R

On January 18, 1984, the Commission received a complaint against the Ohio County Water District ("Ohio County") from Mr. Louis Baxter, et al., concerning the continuity of service and the water pressure available in the Pleasant Ridge community of Ohio and Daviess counties, Kentucky. Thereafter on January 19, 1984, Vicki and Tony Chapman filed an additional complaint with the Commission against Ohio County concerning the same matter.

Investigation and correspondence between the Commission and Ohio County did not result in the resolution of these two complaints.

Subsequently, by Order dated April 13, 1984, Ohio County was ordered to appear before the Commission on May 7, 1984, to give testimony regarding both complaints. The report of the investigation conducted by a member of the Commission's engineering staff dated March 13, 1984, was distributed to the parties of record and made a part of the Commission's record in this case.

The hearing was held as scheduled in the Commission's offices at Frankfort, Kentucky. The testimony and statements of Ernie Wallace, Paul Staples, Louis Baxter, Sam McDowell and Jim Russell were entered in the record of the hearing. The information requested from Ohio County at the hearing has been filed with the Commission.

SUMMARY

Mr. Ernie Wallace, treasurer of Ohio County, testified that Ohio County is aware of the water service problems in the Pleasant Ridge area of Ohio and Daviess counties. He stated that Ohio County had replaced pumps in the existing pump station that serves the area and had installed a new booster pump station to improve service from the existing pump station. Mr. Wallace also testified that Ohio County had applied to the Farmers Home Administration for a loan to construct improvements to its water system. In addition, Ohio County is investigating the feasibility of making a connection to the Southeast Daviess County Water District in order to supplement the water supply to Pleasant Ridge.

During the cross examination of Mr. Wallace it was pointed out that Ohio County had been without a chairman since February. Mr. Wallace answered that none of Ohio County's commissioners would accept the chairmanship of Ohio County's board.

FINDING AND ORDERS

After considering the evidence of record and being advised, the Commission is of the opinion and finds that:

1. Ohio County should file with the Public Service Commission the name, address, and expiration date of the term of each of its commissioners within 30 days of the date of this Order.

2. Ohio County should immediately select one of its commissioners to be chairman and file with the Public Service Commission the name of the individual so designated within 30 days of the date of this Order.

3. Ohio County's service area boundary description is not sufficient to delineate the exact limits of its service area in Daviess County. Ohio County should amend its service area boundary description in conformance with KRS 74.110 in order to adequately define the exact limits of its service area. Ohio County should file with this Commission a map showing the boundaries of its service area and a copy of each court order defining its boundaries within 90 days of the date of this Order.

4. A portion of Ohio County's water distribution system is at or near its operational limits and should be upgraded to provide adequate and reliable service to all present and future customers within its established territory.

5. Ohio County should immediately proceed to have a competent engineering consultant review its water distribution system and recommend improvements to promptly upgrade its service capabilities to the Pleasant Ridge area. Within 90 days of the date of this Order Ohio County should file with the Commission a copy

of the consultant's engineering report of his investigation and recommendations. Ohio County should also file a schedule of projected target dates for the completion of the improvements necessary to upgrade its water distribution system. This schedule should include all phases, from initial planning to actual completion and operation. Ohio County should also file quarterly reports with this Commission outlining the progress being made in meeting its target dates.

IT IS THEREFORE ORDERED that Ohio County shall file with this Commission the name, address, and expiration date of the term of each of its commissioners within 30 days of the date of this Order.

IT IS FURTHER ORDERED that Ohio County shall immediately select one of its commissioners to be chairman and shall file with this Commission the name of the individual so designated within 30 days of the date of this Order.

IT IS FURTHER ORDERED that Ohio County shall amend its service area boundary in Daviess County in conformance with KRS 74.110 in order to define the exact limits of its service area within 90 days of the date of this Order. In addition, Ohio County shall file with this Commission a map showing the boundaries of its service area and a copy of each court order defining its boundaries within 90 days of the date of this Order.

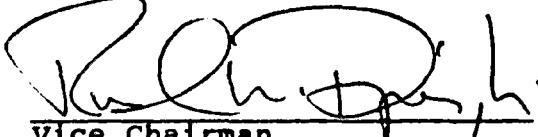
IT IS FURTHER ORDERED that in accordance with finding number 5 Ohio County shall file with this Commission a copy of the consultant's engineering report of his investigation and recommendations within 90 days of the date of this Order. In addition,

Ohio County shall file a schedule of projected target dates for the completion of the improvements necessary to upgrade its water distribution system. Ohio County shall also file quarterly reports outlining the progress being made in meeting its target dates.

Done at Frankfort, Kentucky, this 7th day of June, 1984.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Secretary